

NO. 71752

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office OCT 12 2004

Returned to applicant for correction NOV 01 2004

Corrected application filed \_\_\_\_\_

Map filed NOV 10 1982 under 46303

\*\*\*\*\*

The applicant **Utilities, Inc. of Central Nevada** **makes** application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit 23942, Certificate 7039**

\*\*\*\*\*

1. The source of water is **Underground**
2. The amount of water to be changed **0.0766 c.f.s., 18.15 AFA**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE¼ SE¼ Section 22, T.20S., R.53E., MDM, or at a point from which the NE corner of said Section 22 bears North 2° 00' East, 4750 feet (Well #3)**
6. The existing permitted point of diversion is located within **NE¼ SW¼ Section 21, T.19S., R.53E., MDM, or at a point from which the NE corner of said Section 21 bears North 45° East, a distance of 3,833 feet.**
7. Proposed place of use **See Attached**
8. Existing place of use **See Attached**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well, pump and motor and distribution system**
12. Estimated cost of works **existing**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **10 years**

15. Remarks: Please use PBU map on file at the Division of Water Resources under Permit 23942 to support the existing point of diversion and under Application 46303 to support the proposed point of diversion. A total of 164.735 AFA, is being dedicated to UICN on behalf of Classic Homes for Cottage Grove Estates Subdivision under this application, Applications 71196 - 71199, 71201, and 2 other applications being filed concurrently.

April L. Burchett, Resource Concepts, Inc.  
By s/ April L. Burchett  
340 North Minnesota Street  
Carson City, Nevada 89703

Compared gkl/sc 1t/gl

Protested \_\_\_\_\_

\*\*\*\*\*

#### APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use, and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 23942, Certificate 7039 is issued subject to the terms and conditions imposed in said Permit 23942, Certificate 7039 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 38343, 45870, 45892, 45893, 45894, 45895, 45897, 46116, 46117, 46118, 46119, 46304, 46305, 46306, 46307, 46308, 46309, 46310, 46312, 46313, 46314, 46315, 46316, 46317, 46318, 46319, 46320, 46324, 46325, 46326, 46826, 46827, 47074, 47141, 47265, 48497, 49545, 50722, 50804, 50805, 51142, 52128, 52129, 52130, 52131, 52132, 52284, 52285, 52606, 52978, 54357, 54359, 54360, 54361, 55101, 55347, 57877, 57879, 57880, 58626, 58627, 58628, 58629, 58630, 58631, 58632, 58633, 58958, 58959, 60694, 60695, 61064, 61065, 61188, 61968, 61969, 62037, 62038, 62716, 62717, 62726, 62727, 62920, 63500, 63780, 64364, 64365, 64366, 64367, 64615, 66228, 66239, 66481, 66482, 66938, 71196, 71197, 71198, 71199, 71201, 71750, 71751, and 71752 shall not exceed 20,855.705 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Any well serve commitments issued from this permit for single family residential units will be based on an allocation of 1.12 acre-feet per unit. Any other allocation under this permit will require a dedication equivalent to a 43% increase over that for the planned use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0767 cubic feet per second, and not to exceed 18.15 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 20, 2007

Proof of completion of work shall be filed on or before:

March 20, 2007

Water must be placed to beneficial use on or before:

February 20, 2014

Proof of the application of water to beneficial use shall be filed on or before:

March 20, 2014

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of March A.D. 2005

  
\_\_\_\_\_  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**ATTACHMENT TO APPLICATION TO CHANGE A PORTION OF PERMIT 23942,  
CERTIFICATE 7039**

**ITEM 7 - PROPOSED PLACE OF USE**

*Utilities Inc. of Central Nevada's water service territory.*

ALL OF SECTIONS 7, 8, 9, 10, 14, 15, 16, 17, 18, 21, 22, 23, 24, 26, 27, 28, 34, and N $\frac{1}{2}$  Section 33, Township 19 South, Range 53 East; and

ALL OF SECTIONS 3, 10, 11, 14, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36, portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$  and portions of the S $\frac{1}{2}$  Section 15, E $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , and portions of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 16, Township 20 South, Range 53 East; and

ALL OF SECTIONS 19, 30, 31, 32, 33, and SW $\frac{1}{4}$ SW $\frac{1}{4}$  Section 34, Township 20 South, Range 54 East; and

N $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$  Section 3, N $\frac{1}{2}$ N $\frac{1}{2}$  Section 4, N $\frac{1}{2}$ N $\frac{1}{2}$  Section 5, and a portion of the N $\frac{1}{2}$  Section 6, Township 21 South, Range 54 East;

all MDM, in the County of Nye, State of Nevada.

**ITEM 8 - EXISTING PLACE OF USE**

NE $\frac{1}{4}$ SW $\frac{1}{4}$  (0 acres remaining - all 30 certificated acres forfeited under Ruling 3829), NW $\frac{1}{4}$ SW $\frac{1}{4}$  (0 acres remaining - all 2.2 certificated acres forfeited under Ruling 3829), SW $\frac{1}{4}$ SW $\frac{1}{4}$  (0 acres remaining - all 10 certificated acres forfeited under Ruling 3829), NW $\frac{1}{4}$ SE $\frac{1}{4}$  (35.0 acres), Section 21, T. 19 S., R. 53 E., MDM. 35.0 acres total (77.2 certificated acres, less 42.2 acres forfeited under Ruling 3829).

This application is to remove 3.63 acres from irrigation in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  Section 21, T. 19 S., R. 53 E., MDM.